

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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| UNITED STATES OF AMERICA | : | CRIMINAL NO. |
| v. | : | DATE FILED: |
| CUAUHTEMOC SOLORIO-ROJAS LEONEL SOLORIO-ROJAS | : | VIOLATIONS: |
| | : | 21 U.S.C. § 846 (conspiracy to distribute marijuana and cocaine - 1 count) |
| | : | 21 U.S.C. § 841(a)(1) (possession with intent to distribute marijuana - 1 count, |
| | : | 21 U.S.C. § 841(a)(1) (possession with intent to distribute cocaine - 1 count) |
| | : | 18 U.S.C. § 924(c)(1) (possession of a firearm in furtherance of a drug trafficking crime - 1 count) |
| | : | 18 U.S.C. § 922(g)(1) (possession of a firearm by an illegal alien - 1 count) |
| | : | 26 U.S.C. § 5861(d) (possession of an unregistered firearm - 1 count) |
| | : | 18 U.S.C. § 2 (aiding and abetting) |
| | : | Notice of forfeiture |
| | : | |

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. In or about April 2007, in the City of Reading, in the Eastern District of Pennsylvania, and elsewhere, defendants

**CUAUHTEMOC SOLORIO-ROJAS and
LEONEL SOLORIO-ROJAS**

conspired and agreed, together and with others known and unknown to the grand jury, to

knowingly and intentionally distribute a mixture and substance containing a detectable amount of marijuana, a Schedule I controlled substance, and a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendants CUAUHTEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS shared a residence located at 202 W. Green Street in Reading, Pennsylvania.

3. Defendants CUAUHTEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS used their residence to facilitate the sale and distribution of marijuana and cocaine.

4. Defendants CUAUHTEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS stored their supply of marijuana and cocaine in an unoccupied bedroom in the residence along with United States currency, packaging material and scales.

5. Defendants CUAUHTEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS kept firearms, including some loaded, in the residence to protect their drug supply and money.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendants CUAUHEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS and others unknown to the grand jury committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

On or about April 4, 2007:

1. Defendants CUAUHEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS stored approximately 2946 grams of marijuana in their residence located at 202 W. Green Street in the City of Reading, Pennsylvania.
2. Defendants CUAUHEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS stored approximately 53.9 grams of cocaine in their residence located at 202 W. Green Street in the City of Reading, Pennsylvania.
3. Defendants CUAUHEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS possessed inside their residence packaging material used to package marijuana and cocaine for further distribution.
4. Defendants CUAUHEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS possessed scales used for weighing quantities of controlled substance in their residence.
5. Defendants CUAUHEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS possessed firearms for the purpose of protecting their drug distribution activities.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 4, 2007, in Reading, in the Eastern District of Pennsylvania,
defendants

**CUAUHTEMOC SOLORIO-ROJAS
and LEONEL SOLORIO-ROJAS**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the
possession with intent to distribute of, a mixture or substance containing a detectable amount of
marijuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and
Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 4, 2007, in Reading, in the Eastern District of Pennsylvania,
defendants

**CUAUHTEMOC SOLORIO-ROJAS
and LEONEL SOLORIO-ROJAS**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the
possession with intent to distribute of, a mixture or substance containing a detectable amount of
cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and
Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 4, 2007, in Reading, in the Eastern District of Pennsylvania,
defendants

**CUAUHTEMOC SOLORIO-ROJAS
and LEONEL SOLORIO-ROJAS**

knowingly possessed, and aided and abetted the possession of, a firearm, that is, a Norinco Model SKS 7.62 x 39 caliber rifle, serial number 11157339I; a Norinco Model 22 ATD .22 caliber rifle, serial number 314700; a Winchester Model 90, .22 caliber rifle, serial number 718326; a Remington Model 870 Wingmaster 12 gauge short-barreled shotgun with a barrel length of 13.5 inches and an overall length of 23.25 inches, serial number T086409V; and a J.P. Sauer and Sohn Model Western Marshal .44 caliber revolver, serial number 47924, loaded with live rounds of ammunition, in furtherance of a drug trafficking crime for which they may be prosecuted in a court of the United States, that is, possession with the intent to distribute a controlled substance in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Sections 924(c)(1), 924(c)(1)(B)(i) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 4, 2007, in Reading, in the Eastern District of Pennsylvania,
defendants

**CUAUHTEMOC SOLORIO-ROJAS
and LEONEL SOLORIO-ROJAS,**

being aliens illegally and unlawfully in the United States, knowingly possessed, in and affecting interstate commerce, a firearm, that is, a Norinco Model SKS 7.62 x 39 caliber rifle, serial number 11157339I; a Norinco Model 22 ATD .22 caliber rifle, serial number 314700; a Winchester Model 90 .22 caliber rifle, serial number 718326; a Remington Model 870 Wingmaster 12 gauge short-barreled shotgun, with a barrel length of 13.5 inches and an overall length of 23.25 inches, serial number T086409V; and a J.P. Sauer and Sohn Model Western Marshal .44 caliber revolver, serial number 47924 loaded with live rounds of ammunition, and a magazine loaded with live rounds.

In violation of Title 18, United States Code, Sections 922(g)(5) and 924(a)(2).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 4, 2007, in Reading, in the Eastern District of Pennsylvania,
defendants

CUAUHTEMOC SOLORIO-ROJAS

knowingly possessed a firearm with a barrel of less than 18 inches in length and overall length less than 26 inches, that is, a Remington Model 870 Wingmaster, 12 gauge shotgun with a sawed-off barrel, with a barrel length of 13.5 inches and an overall length of 23.25 inches, serial number T086409V, not registered to the defendant in the National Firearms Registration and Transfer Record.

In violation of Title 26, United States Code, Sections 5845(a), 5861(d), and 5871.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Sections 922(g)(5) and 924(c), and Title 26, United States Code, Section 5861(d) set forth in this indictment, defendants

CUAUHTEMOC SOLORIO-ROJAS and LEONEL SOLORIO-ROJAS

shall forfeit to the United States of America all firearms and ammunition involved in the commission of such offenses, including, but not limited to:

- (a). Norinco Model SKS 7.62 x 39 caliber rifle, serial number 11157339I;
- (b). Norinco Model 22 ATD .22 caliber rifle, serial number 314700;
- (c). Winchester Model 90 .22 caliber rifle, serial number 718326;
- (d). Remington Model 870 Wingmaster 12 Gauge Short-Barreled Shotgun, with a barrel length of 13.5 inches and an overall length of 23.25 inches, serial number T086409V;
- (e). J.P. Sauer and Sohn Model Western Marshal .44 caliber revolver, serial number 47924 loaded; and
- (f). ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

2. As a result of the violations of Title 21, United States Code, Sections 846

and 841(a)(1), as set forth in this indictment, defendants

**CUAUHTEMOC SOLORIO-ROJAS
and LEONEL SOLORIO-ROJAS**

shall forfeit to the United States of America:

(a) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses; and

(b) any property constituting, or derived from, proceeds obtained directly or indirectly from the commission of such offenses, including but not limited to United States Currency in the amount of Seventy One Thousand Six Hundred and Seventy Dollars (\$71,670.00),

3. If any of the property subject to forfeiture, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided with out difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY